

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

JAVIER TAPIA,

Plaintiff,

v.

NAPHCARE, INC., et al.

Defendants.

NO. 2:22-cv-01141-KKE

**DECLARATION OF RYAN D.
DREVESKRACHT IN SUPPORT OF
PLAINTIFF'S RESPONSE IN
OPPOSITION TO NAPHCARE
INC.'S MOTION FOR SUMMARY
JUDGMENT**

I, RYAN D. DREVESKRACHT, state and declare as follows:

1. I am counsel for the Plaintiff in the above-captioned action. I am over the age of eighteen and make this declaration on personal knowledge.

2. Attached to this Declaration, as **Exhibit 1**, is a true and correct copy of the June 16, 2018 Pierce County Jail Booking Form of Javier Tapia.

3. Attached to this Declaration, as **Exhibit 2**, is a true and correct copy of the October 3, 2018 Tacoma General Hospital medical record for Javier Tapia.

4. Attached to this Declaration, as **Exhibit 3**, is a true and correct copy of the September 14, 2022 email from Stephanie Olson at Perkins Coie, LLP regarding the meet and confer that took place that same day.

DECLARATION OF RYAN D. DREVESKRACHT
IN SUPPORT OF PLAINTIFF'S RESPONSE
IN OPPOSITION TO NAPHCARE INC.'S
MOTION FOR SUMMARY JUDGMENT - 1 Case
No. 2:22-cv-01141-KKE

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8606 35th Avenue NE, Ste. L1
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Seattle, WA 98115
(206) 557-7509

1 5. Attached to this Declaration, as **Exhibit 4**, is a true and correct copy of the October
2 7, 2022 email from Corinne Sebren in my office to Ian Rogers, counsel for NaphCare.

3 6. Attached to this Declaration, as **Exhibit 5**, is a true and correct copy of the March
4 13, 2024 Expert Report prepared by Daphne Glindmeyer, M.D.

5 7. Attached to this Declaration, as **Exhibit 6**, is a true and correct copy of excerpts
6 from the September 13, 2023 transcript of the deposition of Jonathon Knight.

7 8. Attached to this Declaration, as **Exhibit 7**, is a true and correct copy of excerpts
8 from the December 12, 2023 transcript of the deposition of Jonah Bradley.

9 9. Attached to this Declaration, as **Exhibit 8**, is a true and correct copy of the March
10 15, 2024 Expert Report prepared by Johnny E. Bates, M.D.

11 10. Attached to this Declaration, as **Exhibit 9**, is a true and correct copy of excerpts
12 from the November 29, 2023 transcript of the deposition of Jonathon M. Slothower.

13 11. Attached to this Declaration, as **Exhibit 10**, is a true and correct copy of excerpts
14 from the March 28, 2024 transcript of the deposition of Johnny E. Bates, M.D.

15 12. Attached to this Declaration, as **Exhibit 11**, is a true and correct copy of NaphCare
16 Progress Notes for Javier Tapia.

17 13. Attached to this Declaration, as **Exhibit 12**, is a true and correct copy of NaphCare
18 Vital Signs Records for Javier Tapia.

19 14. Attached to this Declaration, as **Exhibit 13**, is a true and correct copy of the Expert
20 Report prepared by Denise Panosky, D.N.P., R.N., CNE, CCHP, FCNS

21 15. Attached to this Declaration, as **Exhibit 14**, is a true and correct copy of excerpts
22 from the October 10, 2023 transcript of the deposition of Cameron Carrillo.

1 16. Attached to this Declaration, as **Exhibit 15**, is a true and correct copy of excerpts
2 from the February 1, 2024 transcript of the deposition of Javier Tapia.

3 17. Attached to this Declaration, as **Exhibit 16**, is a true and correct copy of the October
4 13, 2018 Tacoma General Hospital (Paige M. Cummings Johnson, D.O.) medical record for Javier
5 Tapia.

6 18. Attached to this Declaration, as **Exhibit 17**, is a true and correct copy of the Expert
7 Report prepared by Juan Carlos Jimenez, M.D.

8 19. Attached to this Declaration, as **Exhibit 18**, is a true and correct copy of excerpts
9 from the January 19, 2024 transcript of the deposition of Nicholas D. Garcia, M.D.

10 20. Attached to this Declaration, as **Exhibit 19**, is a true and correct copy of the October
11 2, 2018 Tacoma General Hospital medical record (Nicholas D. Garcia, M.D.) for Javier Tapia.

12 21. Attached to this Declaration, as **Exhibit 20**, is a true and correct copy of the October
13 16, 2018 Tacoma General Hospital medical record (Cindy P. Ha, M.D.) for Javier Tapia.

14 22. Attached to this Declaration, as **Exhibit 21**, is a true and correct copy of excerpts
15 from the November 2, 2023 transcript of the deposition of Elizabeth Warren.

16 23. Attached to this Declaration, as **Exhibit 22**, is a true and correct copy of the
17 Occupational Employment and Wage Statistics from the U.S. Bureau of Labor Statistics related to
18 Licensed Practical and Licensed Vocational Nurses.

19 24. Attached to this Declaration, as **Exhibit 23**, is a true and correct copy of the
20 Occupational Employment and Wage Statistics from the U.S. Bureau of Labor Statistics related to
21 Registered Nurses.

1 25. Attached to this Declaration, as **Exhibit 24**, is a true and correct copy of excerpts
2 from the April 4, 2024 transcript of the deposition of Denise Panosky, D.N.P., R.N., CNE, CCHP,
3 FCNS

4 26. Attached to this Declaration, as **Exhibit 25**, is a true and correct copy of the Expert
5 Rebuttal Report prepared by Denise Panosky, D.N.P., R.N., CNE, CCHP, FCNS

6 27. Attached to this Declaration, as **Exhibit 26**, is a true and correct copy of the Expert
7 Rebuttal Report prepared by Johnny E. Bates, M.D.

8 28. Attached to this Declaration, as **Exhibit 27**, is a true and correct copy of excerpts
9 from the September 15, 2023 transcript of the deposition of Darren Nealis.

10 29. Attached to this Declaration, as **Exhibit 28**, is a true and correct copy of excerpts
11 from the April 25, 2024 transcript of the deposition of Elliot Wade, M.D.

12 30. Attached to this Declaration, as **Exhibit 29**, is a true and correct copy of the Inmate
13 Behavior Log Printout for Javier Tapia.

14 31. Attached to this Declaration, as **Exhibit 30**, is a true and correct copy of the Access
15 Log for Javier Tapia's jail (NaphCare) medical chart.

16 32. Attached to this Declaration, as **Exhibit 31**, is a true and correct copy of excerpts
17 from the April 16, 2024 transcript of the deposition of Daphne Glindmeyer, M.D.

18 33. Attached to this Declaration, as **Exhibit 32**, is a true and correct copy of the October
19 18, 2018, Tacoma General Hospital medical record (Arash Mirzaie Amirabadi, M.D.) for Javier
20 Tapia.

21 34. Attached to this Declaration, as **Exhibit 33**, is a true and correct copy of the October
22 1, 2018, Tacoma General Hospital medical record (Nicolas Garcia, M.D.) for Javier Tapia.

35. Attached to this Declaration, as **Exhibit 34**, is a true and correct copy of the October 2, 2018, Tacoma General Hospital medical record (Lucas Labine, M.D.) for Javier Tapia.

36. Attached to this Declaration, as **Exhibit 35**, is a true and correct copy of the October 2, 2018 and October 3, 2018, Tacoma General Hospital medical records (Lucas Labine, M.D.) for Javier Tapia.

37. Attached to this Declaration, as **Exhibit 36**, is a true and correct copy of the October 3, 2018, Tacoma General Hospital medical record (Nicolas Garcia, M.D.) for Javier Tapia.

38. Attached to this Declaration, as **Exhibit 37**, is a true and correct copy of excerpts from the May 8, 2024 transcript of the deposition of Alan Abrams, M.D.

39. Attached to this Declaration, as **Exhibit 38**, is a true and correct copy of excerpts from the September 28, 2023 transcript of the deposition of Elliot Wade, M.D.

40. Attached to this Declaration, as **Exhibit 39**, is a true and correct copy of the Expert Rebuttal Report prepared by Daphne Glindmeyer, M.D.

The foregoing statement is made under penalty of perjury under the laws of the State of Washington and is true and correct.

DATED this 24th day of May, 2024.

s/ Ryan D. Dreveskracht
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